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18 Attorneys for Defendant and Counterclaim-Plaintiff CLOAKWARE INC.
19 UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
20 SAN FRANCISCO DIVISION

21 CLOAKWORKS, INC.,
22 Plaintiff,

23 v.

24 CLOAKWARE, INC.,
25 Defendant.

26 AND RELATED COUNTERCLAIMS.

Case No. CV 08-02044 WHA

**CORRECTED ~~PROPOSED~~ ORDER RE
SCHEDULE FOR CLAIM
CONSTRUCTION**

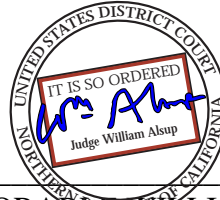
The Court's October 16, 2008 Case Management Scheduling Order scheduled a tutorial for the Court (to be conducted by counsel only, not experts) for April 1, 2009 at 1:30 pm, set the claim construction hearing for April 15, 2009 at 1:30 pm, and instructed the parties to meet and confer and propose a briefing schedule leading up to the hearing. Pursuant to that Order, the parties hereby propose the following claim construction schedule:

PARTY	DEADLINE DESCRIPTION	PARTIES' JOINT PROPOSAL
All	Exchange of Proposed Terms for Construction pursuant to Patent L.R. 4-1(a)	December 12, 2008
All	Exchange of Preliminary Claim Constructions pursuant to Patent L.R. 4-2(a)	January 12, 2009
All	Exchange of Extrinsic Evidence and Witness Summaries pursuant to Patent L.R. 4-2(b)	January 12, 2009
All	Joint Claim Construction and Pre-hearing Statement pursuant to Patent L.R. 4-3	February 2, 2009
All	Deadline to Complete Claim Construction Discovery pursuant to Patent L.R. 4-4	February 20, 2009
Cloakworks	Opening Claim Construction Brief pursuant to Patent L.R. 4-5 (a)	March 4, 2009
Cloakware	Responsive Claim Construction Brief pursuant to Patent L.R. 4-5(b)	March 18, 2009
Cloakworks	Reply Claim Construction Brief pursuant to Patent L.R. 4-5(c)	March 25, 2009
All	Tutorial for the Court (to be conducted by counsel only, not experts)	April 1, 2009 at 1:30 pm

PARTY	DEADLINE DESCRIPTION	PARTIES' JOINT PROPOSAL
All	Claim Construction Hearing	April 15, 2009 at 1:30 pm

IT IS SO ORDERED

Dated: October 30, 2008.



THE HONORABLE WILLIAM H. ALSUP
UNITED STATES DISTRICT JUDGE

Respectfully submitted and approved as to form,

/s/ Spencer Hosie
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/s/ Elizabeth Rogers Brannen

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1 I hereby attest that concurrence in the filing of this document has been obtained for all
2 signatures indicated by a “conformed” signature (/s/) within this e-filed document.

3 Date: October 30, 2008

/s/ Elizabeth Rogers Brannen
Attorneys for Defendant
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